

PUBLIC MEETING MINUTES FOR TUESDAY, SEPTEMBER 23, 2008

A public meeting of the Board of County Commissioners of Frederick County, Maryland, ("Board") for Tuesday, September 23, 2008, was called to order at 7:00 p.m. by Commissioner Jan Gardner, *President*. Present were Commissioners David Gray, *Vice President*; Kai Hagen, Charles Jenkins and John L. Thompson, Jr. Also in attendance was Michael Chomel, Senior Assistant County Attorney, Ron Hart, County Manager and Mary Baker, Recording Secretary.

(Official minutes of the Board of County Commissioners' meetings are kept on file in the County Manager's Office; the meetings are also video recorded. Approved minutes are available on the County's website. To receive a copy of meetings recorded on videotape or DVD, please contact the Board of County Commissioners at 301-600-1100 or visit the County's website at www.co.frederick.md.us)

NOTE: Copies of all staff reports are available in the OnBase system. If you need assistance with the OnBase system, please contact the recording secretary.

The meeting began with the recitation of the Pledge of Allegiance.

PUBLIC HEARING**Discussion of a Proposed Resolution to Adopt Changes to the Drug Testing Policy for Non-CDL Employees of Frederick County Government – Mitch Hose and Kristen Brandenburg, Human Resources Division**

A public hearing was held, as duly advertised, to consider a proposed resolution to adopt changes to the drug testing policy for non-CDL employees of Frederick County Government.

Staff presented information regarding the proposed resolution.

The Human Resources Division recommended the Board approve the revisions to the policy found in the staff report, which added alcohol testing and modified the terms of post accident testing.

There was no public comment.

Commissioner Hagen moved to adopt Resolution #08-28 as presented in the staff report. Commissioner Gray seconded the motion that passed 5-0.

(A copy of Resolution #08-28 can be obtained in the County Manager's office or from the county's website, www.co.frederick.md.us)

Discussion of a Proposed Ordinance which will Amend Chapter 1-5 of the Frederick County Code by Creating Standards for the Proper Restraint, Shelter and Care of Dogs – Harold Domer, Animal Control Division

A public hearing was held, as duly advertised, to consider a proposed ordinance which would amend Chapter 1-5 of the Frederick County Code by creating standards for the proper restraint, shelter and care of dogs.

Mr. Domer presented information regarding the proposed ordinance.

Commissioner Thompson moved to revise language in Section B, Item 2, Shelter and Outdoor Enclosure Requirements "shall be available at all times to a dog confined to an outdoor enclosure" be

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changed to state “shall be available at all times to a tethered dog or a dog confined to an outdoor enclosure.” Commissioner Hagen seconded the motion that passed 5-0.

Staff recommended the Board approve the amendments to the code, for the purpose of eliminating dog owners chaining their dogs 24/7.

Public comment was taken from:

- Adam Goldfarb, 700 Professional Drive, Gaithersburg (Humane Society of the United States)
- Rachel Querry
- Betsy McFarland, 2501 Monocacy Bottom Road, Adamstown
- Stacy Wguepack, 6008 Keyser Lane, Frederick
- Stacy Segal, 31 West Patrick Street, Frederick
- Terry Rutter, PO Box 3804, Frederick
- Dawn Leo, 13602 Skyview Terrace, Mount Airy
- Douglas Bowman, 7102 Crystal Court, Middletown
- George Rudy, 11 West Crum Road, Walkersville
- Peggy Kelley, Box 338, Libertytown (Companion Animal Welfare Advisory Committee)
- Allen Shaeffer, 6288 Edmont Dive, Frederick
- Gale Berryan, Frederick County

Commissioner Thompson moved to adopt Ordinance #08-24-500 with the above language amendment to Section B, Item 2, to be effective October 1, 2008. Commissioner Hagen seconded the motion that passed 5-0.

Commissioner Jenkins moved to amend the motion to leave out the issue of space definitions and bring that issue back at a later date and reset for public hearing. Commissioner Gardner seconded the motion.

Commissioners Jenkins and Gardner withdrew the motion.

(A copy of Ordinance #08-24-500 can be obtained in the County Manager’s office or from the county’s website, www.co.frederick.md.us)

PUBLIC COMMENTS AND/OR REQUESTS

None.

ADJOURN

The meeting adjourned at 9:00 p.m.

Respectfully submitted,

Mary E. Baker
Recording Secretary